IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.9620 OF 2003

Shripati Rau Talekar (D.H.)

a) Shri Krishna Shripati Talekar & Ors. : Petitioners

(Orig. Applicants)

V/s.

Anusaya Shankar Padalkar (D.H.)

1. Shri Hanmant Shankar Padalkar & Anr. : Respondents

(Orig. Opponents)

...

Mr.V.B. Rajure for the petitioners.

None present for the respondents.

...

CORAM : S.A. BOBDE, J.

February 17, 2005.

P.C.:

1. This Writ Petition is directed against the order of the Additional Commissioner, Pune Division, dismissing the petitioners' revision summarily.

2. The dispute between the parties is regarding entry of the correct name in the crop inspection column of 7/12

extracts from the year 1995-96. A series of proceedings have been resorted to by both the parties in regard to this entry.

3. Mr.Rajure, learned counsel for the petitioners, fairly stated that a civil suit regarding mutation is pending by way of a Second Appeal. Having regard to the well-settled position of law that these entries must follow the finding of the civil Court, I see no reason to interfere with the impugned order. The petitioners' title or possession cannot be said to have been affected, in any manner, by the impugned order. The petitioners shall be at liberty to apply for appropriate mutation entry in accordance with the finding in Second Appeal No.144 of 2004.

4. Accordingly, the petition is disposed of.

Sd/-

S.A. BOBDE, J.